

**From:** Sheldrake, Beth  
**Sent:** Monday, February 11, 2013 4:41 PM  
**To:** Rochlin, Kevin  
**Subject:** Fw: Hello

**Categories:** Provided for LEPIC 1 to 11-19 2013

FYI

Beth Sheldrake, Manager  
Superfund Site Cleanup Unit #1  
Office of Environmental Cleanup  
US Environmental Protection Agency  
1200 Sixth Ave., Suite 900 (ECL-113)  
Seattle, WA 98101  
(206) 553-0220  
c (206) 890-1827

— Forwarded by Beth Sheldrake/R10/USEPA/US on 02/11/2013 04:40 PM —

**From:** Lee Juan Tyler <lyler@sbtribes.com>  
**To:** Beth Sheldrake/R10/USEPA/US@EPA,  
**Date:** 02/07/2013 05:43 PM  
**Subject:** Re: Hello

Thank you very much Beth yes it was great talking to you as well; I hope that we will finally get this moving along forward to have it finalized etc..  
Thanks again LJT

**From:** Sheldrake.Beth@epamail.epa.gov [mailto:Sheldrake.Beth@epamail.epa.gov]  
**Sent:** Thursday, February 07, 2013 06:16 PM  
**To:** Lee Juan Tyler  
**Cc:** Anderson-Camahan.Linda@epamail.epa.gov <Anderson-Camahan.Linda@epamail.epa.gov>; Schweiss.Jon@epamail.epa.gov <Schweiss.Jon@epamail.epa.gov>  
**Subject:** Re: Hello

Hello, Lee Juan and thanks for the call. EPA is definitely anxious to get moving with the FMC Independent Review as well. As I mentioned on the phone, the critical thing EPA needs from the Shoshone-Bannock Tribes is a narrative description of what the two technical consultants you have proposed will be doing to support the Tribes. Our files need to clearly document that 2 different consultants aren't being paid to provide the same services to the Tribes. Attached is the spreadsheet Kelly provided with the hours of the 2 consultants broken out by task.

*(See attached file: Contractor Costs rev 2.xlsx)*

On a related matter, in a January 22nd email Kelly mentioned that the Tribes had intended to hire Mr. David Reisman, a retired EPA employee, as one of your technical consultants but were told that he had a conflict of interest. I was not aware of an EPA determination on that matter so I told Kelly I would look into it. We consulted with our ethics officials in the Office of General Counsel in Washington DC and they confirm that Mr. Reisman is prohibited by 18 USC 207(a)(1) from *representing back to the United States on the same specific matter that he participated in personally and substantially while an EPA employee*. In describing the work Mr. Reisman would be doing to support the Tribes on the Independent Review, our HQ ethics official felt there would indeed be a conflict of interest related to his prior employment with EPA. If the Tribes wish to explore this further, we would suggest that Mr. Reisman consult with EPA's Office of General Counsel in D.C..

I hope this helps clarify what is needed in order to move forward on the Tribes' funding request for technical support for the FMC Independent Review. Once we receive and review this information, the Tribes will then submit the official grant paperwork to our Grants Office and we will work with them to get it processed as quickly as possible.

I hope you don't mind but I have cc'ed Jill Grant on this message because earlier today she also sent me an email asking the same question.

Thanks and I look forward to hearing from the Tribes on this.

Sincerely,

Beth Sheldrake

Beth Sheldrake, Manager

Superfund Site Cleanup Unit #1

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 Lee Juan Tyler ---02/07/2013 04:32:24 PM---Hi this is Lee Juan Tyler I spoke with you the phone look forward to your email thanks.  
LJT

From: Lee Juan Tyler <ltyler@sbtribes.com>

To: Beth Sheldrake/R10/USEPA/US@EPA,

Date: 02/07/2013 04:32 PM

Subject: Hello

Hi this is Lee Juan Tyler I spoke with you the phone look forward to your email thanks. LJT